**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH**
**AT HYDERABAD**

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SIXTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE K.C. BHANU**

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**WRIT PETITION NO : 21628 of 2004**

Between:

Palem Venkat Rao, S/o. Palem Narsimhulu,
R/o. 1/1944, Sreeram Nagar, Near Railway Station,
Cuddapah.

..... PETITIONER

AND

1 The District Collector, Cudapah.
2 The Revenue Divisional Officer, Cuddapah, Collectorate Compund.
3 The Mandal Revenaue Officer, Chinta Kommadinne Mandal,
Chinta Kommadinne Village, Cuddpah.
4 Mr. Putluru Narayana Reddy, S/o. Aswartha Reddy,
Kadavakolanu (V) & (P), Putlur Mandal, Anantapur District.
5 Busireddy Neelakanta Reddy, S/o. Subba Reddy,
Chinta Kommadinne Village and Mandal, Chinta Kommadinne Post,
Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ, order or direction more particularly one in the nature of a writ of Mandamus declaring the inaction of the 3rd respondent herein in not passing orders in pursuance to the representation of the petitioner dt. 10.09.2004, as highly illegal, arbitrary and violative of principles of Natural justice and to consequently direct the 3rd respondent herein to forthwith complete the enquiry.

**Counsel for the Petitioner:MRS.S.NANDA**

**Counsel for the Respondent Nos 1 to 3.: GP FOR REVENUE**

The Court at the admission stage made the following :

**ORDER:**

The petitioner gave representation to the third respondent dated 10-9-2004 but the third respondent has not passed any orders.

The learned counsel for the petitioner contended that due to inaction of the third respondent, the present writ petition is filed.

The learned counsel for the petitioner has relied upon a decision reported in 2001 (4) ALT 337 (Division Bench) R,S..Murthy Vs. Joint Collector, East Godavari Dist. Kakinada, wherein under such circumstances, the Division Bench directed the Mandal Revenue Officer to pass appropriate orders in accordance with law after giving an opportunity of hearing to both parties.

Therefore, following the judgment, the Mandal Revenue Officer is directed to pass appropriate orders after giving reasonable opportunity to hear the petitioner as well as the respondents 4 and 5 within eight weeks from the date of receipt of a copy of this order.

The Writ Petition is disposed off. No costs.

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KCB, J

26-11-2004

Stp

To

1 The District Collector, Cudapah.
2 The Revenue Divisional Officer, Cuddapah, Collectorate Compound.
3 The Mandal Revenue Officer, Chinta Kommadinne Mandal,
Chinta Kommadinne Village, Cuddapah.
4 2CCs to GP for Revenue, High Court of A.P., Hyderabad (OUT).

5 Two CD copies

**THE HON'BLE MR JUSTICE K.C. BHANU**

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